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U.S. PTO

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121203**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of: Jamshid Mahdavi

Title: TECHNIQUES FOR SHAPING DATA TRANSMISSION RATES

Attorney Docket No.: 1565.063US1

Customer No.: 21186

PATENT APPLICATION TRANSMITTAL**MAIL STOP PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items and information (as indicated with an "X"):

- Return postcard.
- Utility Patent Application under 37 CFR 1.53(b) comprising:
- Specification (22 pgs, including claims numbered 1 through 27 and a 1 page Abstract).
 - Formal Drawing(s) (3 sheets).
 - Signed Combined Declaration and Power of Attorney (3 pgs).
 - Check in the amount of \$982.00 to pay the filing fee.
- Assignment of the invention to Novell, Inc. (2 pgs) and Recordation Form Cover Sheet.
- Check in the amount of \$40.00 to pay the Assignment recording fee.
- Information Disclosure Statement (1 pgs), Form 1449 (1 pgs) References NOT enclosed.
- Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (1 pg).

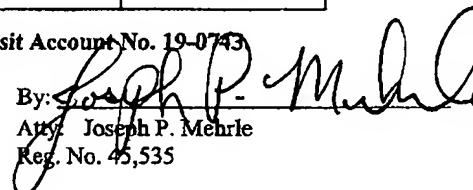
The filing fee has been calculated below as follows:

| | No. Filed | No. Extra | Rate | Fee |
|--|-----------|-----------|-----------|----------|
| TOTAL CLAIMS | 27-20 | 7 | x 18.00 = | \$126.00 |
| INDEPENDENT CLAIMS | 4-3 | 1 | x 86.00 = | \$86.00 |
| [] MULTIPLE DEPENDENT CLAIMS PRESENTED | | | | \$0.00 |
| BASIC FEE | | | | \$770.00 |
| TOTAL | | | | \$982.00 |

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SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

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By: 
Atty: Joseph P. Mehrle
Reg. No. 45,535

"Express Mail" mailing label number: EV299685542US

Date of Deposit: December 12, 2003

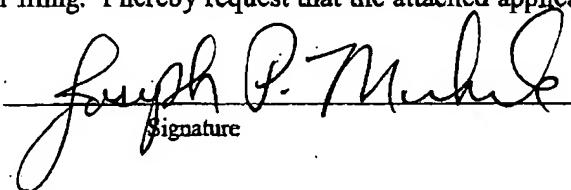
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| | | |
|--|----------------------|--|
| REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i) | First Named Inventor | Jamshid Mahdavi |
| | Title | TECHNIQUES FOR SHAPING DATA TRANSMISSION RATES |
| | Atty Docket Number | 1565.063US1 |

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

December 12, 2003

Date



Signature

Joseph P. Mehrle, Reg No. 45,535

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

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